

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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	:	ELECTRONICALLY FILED
MARC S. KIRSCHNER,	:	
As Trustee of the Refco Private Actions Trust	:	07 Civ. 8165 (GEL)
	:	
Plaintiff,	:	Hon. Gerard E. Lynch
	:	
-v-	:	
	:	<u>NOTICE OF MOTION</u>
PHILLIP R. BENNETT, SANTO C. MAGGIO,	:	
ROBERT C. TROSTEN, MAYER, BROWN,	:	
ROWE & MAW, LLP, GRANT THORNTON	:	
LLP, and ERNST & YOUNG U.S. LLP,	:	
	:	
Defendants.	:	
	:	
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PLEASE TAKE NOTICE THAT, upon the accompanying Memorandum of Law In Support of Grant Thornton LLP's Motion to Dismiss the Complaint, upon the accompanying Declaration of Ruth A. Braun dated June 6, 2008, and upon all prior pleadings and proceedings herein, the undersigned will move this Court before the Honorable Gerard E. Lynch, United States District Judge, in the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, Courtroom 6B, New York, New York 10007, at a date and time to be set by the Court, for an order dismissing the Complaint with prejudice, pursuant to Federal Rules of Civil Procedure 12(b)(6) and 9(b).

Dated: June 6, 2008
New York, New York

Respectfully submitted,

WINSTON & STRAWN LLP

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/s/

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